

EXHIBIT D

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

ENTROPIC COMMUNICATIONS, LLC,

PLAINTIFF,
NO.:

CASE

vs.
2:23-CV-01043-JWH-KES

DISH NETWORK CORPORATION, ET AL.,
DEFENDANTS.

_____/

ENTROPIC COMMUNICATIONS, LLC,

PLAINTIFF,
NO.:

CASE

vs.
2:23-CV-01043-JWH-KES

COX COMMUNICATIONS, INC., ET AL.,
DEFENDANTS.

_____/

REPORTER'S TRANSCRIPT OF REMOTE PROCEEDINGS

FRIDAY, DECEMBER 1, 2023

STENOGRAPHICALLY REPORTED BY:

MEGAN F. ALVAREZ, RPR, CSR No. 12470

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JOB NO. 6316705

PAGES 1 -



1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA
3 SOUTHERN DIVISION

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5 ENTROPIC COMMUNICATIONS, LLC,

6 PLAINTIFF,

CASE

7 NO.:

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vs.

9 2:23-CV-01043-JWH-KES

10 DISH NETWORK CORPORATION, ET AL.,

11 DEFENDANTS.

12 _____/

ENTROPIC COMMUNICATIONS, LLC,

13 PLAINTIFF, CASE
14 NO.:
15 vs.
16 2:23-CV-01043-JWH-KES
17 COX COMMUNICATIONS, INC., ET AL.,
18 DEFENDANTS.
19 _____/
20

21 Hearing, VIA REMOTE COUNSEL, beginning at
22 9:30 a.m. and ending at 10:18 a.m. on Friday,
23 December 1, 2023, before Megan F. Alvarez, RPR,
24 Certified Shorthand Reporter No. 12470.
25

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12 confer to narrow scope or there's a continuing
13 dispute regarding scope in light of the amended
14 complaint, then that is something as Mr. Padmanabhan
15 raised, the parties can meet and confer on and then
16 raise that dispute with you.

17 And we may respectfully request that
18 perhaps the parties set a follow-up status
19 conference so that we can have something on calendar
20 where those disputes can be raised or we hopefully
21 there are no disputes and we can move forward.

22 But it is our belief based on the
23 groundwork from which we view this matter that
24 because there's no discovery stay in place,
25 discovery remains open. We understand however

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1 Comcast concerns and arguments with respect to them
2 not knowing the scope of the claims and what claims
3 will be asserted until we amend. And which is why
4 we are proposing this somewhat of a compromise here.

5 I can tell you though we will be
6 reasserting all of the same patents, and it will
7 come as no surprise because I raised this during the
8 prior discovery dispute hear that one of the grounds

9 for willfulness, which is on a patent-by-patent
10 basis, is the original filing of the complaint which
11 relevant case law says is sufficient to support
12 allegations of willfulness.

13 So that there's no surprise there we're
14 not talking by a situation where we're going from 12
15 patents to two patents or we're going from 12
16 patents to 22.

17 There is a separate motion for leave to
18 amend that we had filed that we don't need to
19 discuss here today. But in terms of what will be
20 filed on December 8th, that will not look radically
21 different in terms of the patents asserted, the
22 claims, and the allegations of willfulness.

23 We will of course add to them, but we
24 believe that the discovery that we have served that
25 are the subject of the special master order will

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1 remain relevant and appropriate in light of the
2 amendment.

3 With respect to the jurisdictional portion
4 of the judge's order, again, as a reminder that
5 dates back to ex parte briefing that Entropic had